

**Glassman, Edwards, Wade & Wyatt, P. C.**

OCT 20 2003

OFFICIAL

RICHARD GLASSMAN<sup>†</sup>  
TIM EDWARDS<sup>†,‡</sup>  
B.J. WADE  
CARL K. WYATT  
DALE H. TUTTLE  
ROBERT A. COX

SPECIAL COUNSEL - MISSISSIPPI  
MARTIN W. ZUMMACH<sup>‡</sup>  
JOSEPH M. SPARKMAN, JR.<sup>‡</sup>

<sup>†</sup> CERTIFIED CIVIL TRIAL SPECIALIST -  
TENNESSEE COMMISSION ON CONTINUING  
LEGAL EDUCATION AND SPECIALIZATION and  
NATIONAL BOARD OF TRIAL ADVOCACY  
<sup>‡</sup> LICENSED U.S. PATENT & TRADEMARK OFFICE

<sup>‡</sup> ALSO LICENSED IN MONTANA  
<sup>‡</sup> ALSO LICENSED IN MISSISSIPPI  
<sup>‡</sup> ALSO LICENSED IN ALABAMA

**Attorneys at Law**  
A PROFESSIONAL CORPORATION  
26 NORTH SECOND STREET BUILDING  
MEMPHIS, TENNESSEE 38103  
TEL. 901/527-4673  
FAX 901/521-0940

website: www.gewwlaw.com

TODD B. MURRAH<sup>†,‡</sup>  
LORI J. KEEN  
JAMES P. HORNER  
WARREN D. McWHIRTER  
ALAN R. STRAIN  
R. DOUGLAS HANSON  
WILLIAM F. BURNS  
DAVID C. RILEY  
STEVEN M. MARKOWITZ  
MELISSA C. BERRY  
TAMEKA TURNER-PERRY<sup>‡</sup>  
BRANDY S. PARRISH  
SCOTT McCULLOUGH  
KYLE I. CANNON

LEGAL ASSISTANTS  
LESLEY L. DOTSON  
CHERYL THORNHILL  
ALIE NUTZELL  
ELIZABETH R. CASSAGNE  
ANNITTA SHARP  
SHELIA MATTISON

OFFICE ADMINISTRATOR  
SUSAN B. STEPHENSON

**FACSIMILE TRANSMISSION**

PLEASE DELIVER TO:

Mr. Paik

FACSIMILE NO:

703-308-7732

FROM:

Todd Murrah

DATE:

10/20/03

FILE #:

02-592

NUMBER OF PAGES (INCLUDING COVER PAGE):

6

THIS MESSAGE IS INTENDED ONLY FOR THE INDIVIDUAL OR ENTITY TO WHOM IT IS ADDRESSED AND MAY CONTAIN INFORMATION WHICH IS PRIVILEGED, CONFIDENTIAL OR EXEMPT FROM DISCLOSURE UNDER APPLICABLE STATE OR FEDERAL LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THIS MESSAGE TO THE INTENDED RECIPIENT, YOU ARE NOW NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, DISCLOSURE OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY THE SENDER IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL NOTICE TO THE ADDRESS ABOVE VIA REGULAR U.S. MAIL. IF NOT RECEIVED COMPLETE, PLEASE PHONE 901/527-4673 OR FAX 901/521-0940 (USA). THANK YOU.

## Glassman, Edwards, Wade & Wyatt, P. C.

RICHARD GLASSMAN<sup>1</sup>  
TIM EDWARDS<sup>1,2</sup>

B.J. WADE  
CARL K. WYATT  
DALE H. TUTTLE  
ROBERT A. COX

SPECIAL COUNSEL - MISSISSIPPI  
MARTIN W. ZUMMACH<sup>3</sup>  
JOSEPH M. SPARKMAN, JR.<sup>2</sup>

<sup>1</sup> CERTIFIED CIVIL TRIAL SPECIALIST -  
TENNESSEE COMMISSION ON CONTINUING  
LEGAL EDUCATION AND SPECIALIZATION and  
NATIONAL BOARD OF TRIAL ADVOCACY  
<sup>1</sup> LICENSED U.S. PATENT & TRADEMARK OFFICE

<sup>1</sup> ALSO LICENSED IN MONTANA  
<sup>2</sup> ALSO LICENSED IN MISSISSIPPI  
<sup>3</sup> ALSO LICENSED IN ALABAMA

**Attorneys at Law**  
A PROFESSIONAL CORPORATION  
26 NORTH SECOND STREET BUILDING  
MEMPHIS, TENNESSEE 38103  
TEL. 901/527-4673  
FAX 901/521-0940

website: [www.gewwlaw.com](http://www.gewwlaw.com)

TODD B. MURRAH<sup>1,2,3</sup>  
LORI J. KEEN  
JAMES P. HORNER  
WARREN D. McWHIRTER  
ALAN R. STRAIN  
R. DOUGLAS HANSON  
WILLIAM F. BURNS  
DAVID C. RILEY  
STEVEN M. MARKOWITZ  
MELISSA C. BERRY  
TAMEKA TURNER-PERRY<sup>2</sup>  
BRANDY S. PARRISH  
SCOTT McCULLOUGH  
KYLE I. CANNON

LEGAL ASSISTANTS  
LESLEY L. DOTSON  
CHERYL THORNHILL  
ALIE NUTZELL  
ELIZABETH R. CASSAGNE  
ANNITTA SHARP  
SHELLA MATTISON  
  
OFFICE ADMINISTRATOR  
SUSAN B. STEPHENSON

October 20, 2003

VIA FACSIMILE - 703-308-7732

Mr. Paik

RE: Patent No.: 10/038,415  
Our File No.: 02-592

Dear Mr. Paik

Please find enclosed the Election of Claims filed regarding Application No. 10/061,891. As you can see the original Election of Claims incorrectly identified App. No. 10/038,415. Please call me at your earliest convenience.

Respectfully,

GLASSMAN, EDWARDS, WADE  
& WYATT, P. C.



TODD B. MURRAH

TBM/fd

Enclosure

---

Mississippi Office: 7125 Gerwell Road, Suite 201, Southaven, Mississippi 38671-0266, Phone 662-349-6900, Facsimile 662-349-6800

10/20/2003

OFFICIAL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of

Hodes, Mark B.

Application No. 10/038,415

Filed January 3, 2002

Examiner: Steven S. Paik  
Group Art Unit 2876

-----  
26 North Second Street

Memphis, Tennessee 38103

June 30, 2003

Hon. Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22312-1450

**ELECTION OF CLAIMS**

Responsive to the Esteemed Examiner's last office action, applicant hereby  
elects Claim Group I for prosecution at this time.

Respectfully submitted,

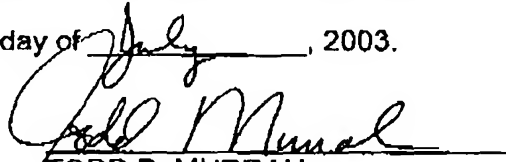
GLASSMAN, EDWARDS, WADE  
& WYATT, P.C.

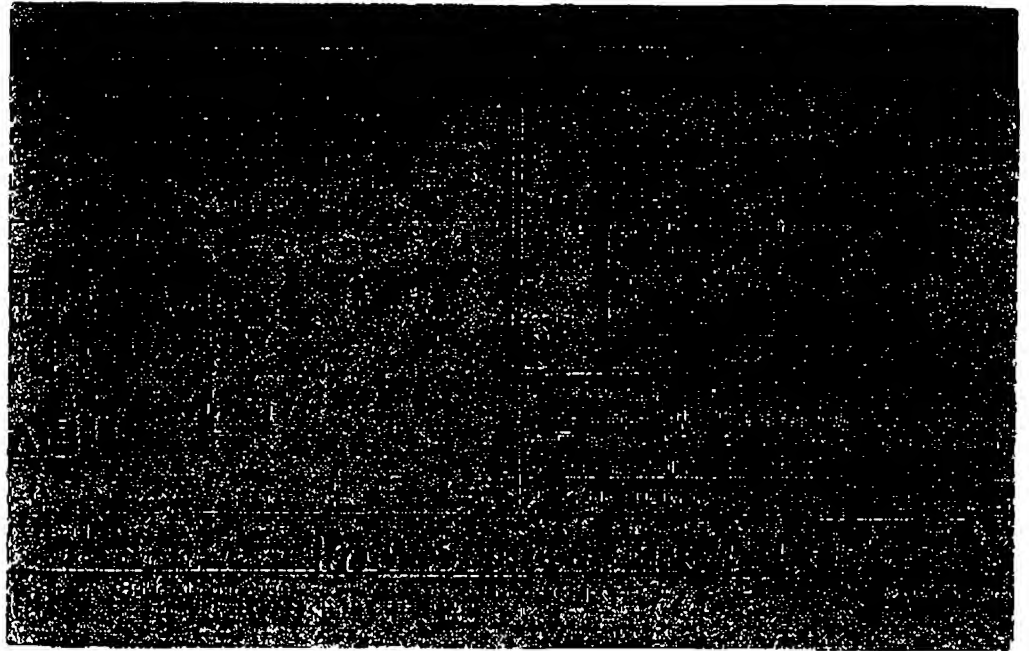
By: 

TODD B. MURRAH, Reg. No. 35,622  
26 North Second Street  
Memphis, TN 38103  
(901) 527-4673

MAILING CERTIFICATE

I hereby certify that the within correspondence is being deposited with the United State Postal Service as Certified Mail bearing Certified Mail No. 7003 0500 0002 4164 7294 in an envelope addressed to Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22312-1450, this 30<sup>th</sup> day of July, 2003.

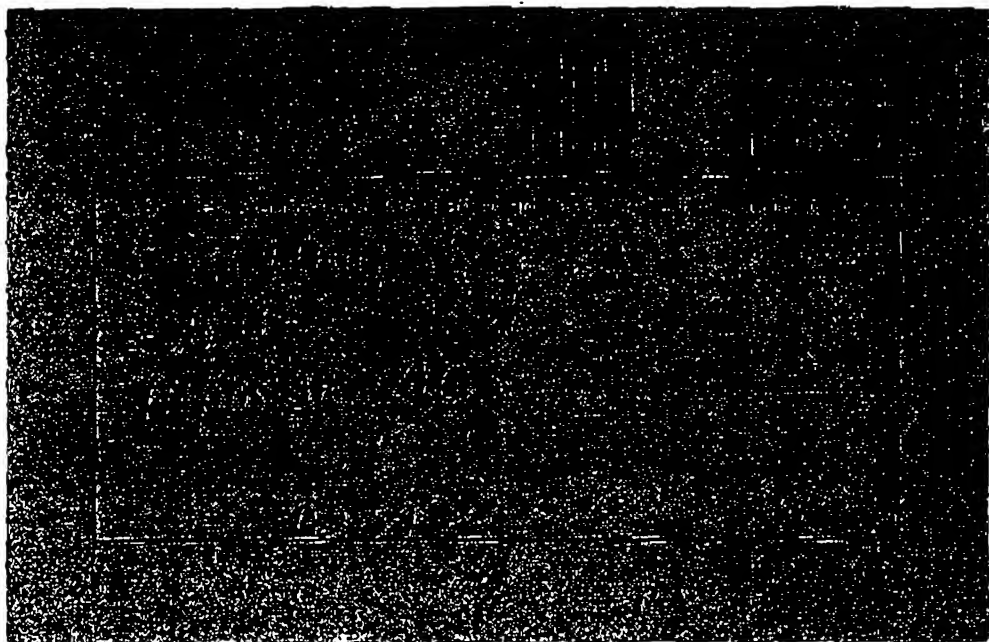
  
TODD B. MURRAH



10/20/2003 11:32 FAX 9015210940

GEWW

006/006



Received from <9015210940> at 10/20/03 1:31:57 PM [Eastern Daylight Time]